

Remarks

Claims 1 to 35 are in this application.

Claims 9-13, 16-19, 23, 27 and 28 have been withdrawn from prosecution by the Examiner. However, it is respectfully requested that these claims be considered in view of the fact that Kolton is not available as a reference to the generic claims.

Claims 14, 15, 20 to 22, 24 to 26, 29 to 33 and 35 have been allowed.

Claim 4 has been rewritten in independent form and is believed to be allowable as indicated.

Reconsideration of the rejection of claims 1 to 3, 6 to 8 and 34 is requested.

Claim 1, as amended, is directed to an indicator block having "a pair of spaced apart walls. . . a cover extending longitudinally of said walls. . . and at least one bridge connected to and extending between said walls. . . said bridge being of less longitudinal length than said cover and said walls". None of Lucas, Piana and Weston describes or teaches such a structure.

Lucas, as interpreted in the Office Action, has a "bridge 38" that is of the same length as the walls 39, 40 (see Fig. 3). Accordingly, a rejection of claim 1 as being anticipated by Lucas is not warranted pursuant to the provisions of 35 USC 102.

Piana, as interpreted in the Office Action, has "a bridge 8" that is of the same length as the upper cover 4 and the walls. Accordingly, a rejection of claim 1 as being anticipated by Piana is not warranted pursuant to the provisions of 35 USC 102.

Weston, as interpreted in the Office Action, has a "bridge 9" of the same longitudinal length as the cover 3 and the walls 1,2. Accordingly, a rejection of claim 1

as being anticipated by Weston is not warranted pursuant to the provisions of 35 USC 102.

Claims 2 and 3 depend from claim 1 and are believed to be allowable for similar reasons. Further, claim 3 requires "a pair of flanges. . . disposed in facing relation. . . ". As can be seen in Figs. 9, 10 and 11 of Piana, the alleged "flanges 10" are in parallel and do not face each other. Instead, each flange 10 as shown in Fig. 10 faces the electrical appliance. Accordingly, a rejection of claim 3 as being anticipated by Piana is not warranted pursuant to the provisions of 35 USC 102.

Claims 6, 7 and 8 depend from claim 2 and are believed to be allowable for similar reasons.

Claim 8 further requires at least one of the walls of the indicated block to have "a flat surface having a length of 18.2 millimeters and a width of 10.5 millimeters." The Examiner alleges that it would have been obvious to make the ring 26 with walls of such dimensions. Rather than provide a teaching that would motivate one of ordinary skill in the art to so modify Lucas, the Examiner endeavors to shift the burden to the applicant to show that the size claimed solves any stated problem. Issue is taken in this respect.

Applicant has noted that one of the objects of the invention is to provide a size indicator block that has large surface areas to receive printing or other indicia. (Page 2, lines 6 to 7) Further, the applicant states that the invention provides a sizer block for a hanger that has enlarged surfaces to provide for an increased area for printing of information thereon. (Page 16, lines 1 to 2)

In view of the above, applicant has disclosed that the size of the indicator block provides large surface areas to receive printing.

Claim 34 contains recitation similar to claim 1 and is believed to be allowable for similar reasons.

With the allowance of claim 1 depending claims 5 and 9 to 13 are believed to be allowable in this application.

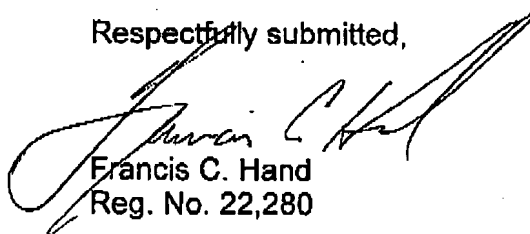
Likewise, with the allowance of claim 14, dependent claims 16 to 19 are believed to be allowable in this application.

With the allowance of claim 20, dependent claims 23, 27 and 28 are believed to be allowable in this application.

In view of the above, a reconsideration of the Requirement for Restriction is requested.

The application is believed to be in condition for allowance and such is respectfully requested.

Respectfully submitted,



Francis C. Hand
Reg. No. 22,280

CARELLA, BYRNE BAIN, GILFILLAN,
CECCHI, STEWART & OLSTEIN
Five Becker Farm Road
Roseland, NJ 07068
Phone: 973-994-1700
Fax: 973-994-1744

323466